

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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WENDELL DWAYNE O'NEAL,

Plaintiff,

Civil No. 08-377 (JNE/JJG)

v.

**ORDER ON REPORT AND  
RECOMMENDATION**

HENNEPIN COUNTY, a Municipal Corp.,  
Mr. BARRY and CHUCK SALTER,  
Assistant District Attorneys, BARBARA  
KHERBERG, Public Defender Office,  
B. R., and CAROL ENGEL, Supervisors,  
Probation, Ms. DENISE BLAZEK, ROBIN  
MARTINSON, and JAML NEJCAR,  
Probation Officers, 300 SIXTH STREET,  
MINNEAPOLIS, MINNESOTA 55487,  
KHALED ABEL, SuperAmerica, L.L.C. and,  
or Inc., 3807 FREEMONT AVE.,  
MINNEAPOLIS, SUPERAMERICA, L.L.C.  
and, or INC., 3807 FREEMONT AVE.,  
MINNEAPOLIS, MINNESOTA, CITY OF  
MINNEAPOLIS, A Municipality, P. O.  
GREGORY FREEMAN, Detective, P. O.  
RABINE, P. O. MURO, Minneapolis Police  
Officers, TURNING POINT, INC., A Private  
Government Funded Corp.,  
MINNEAPOLIS, MINNESOTA, MADISON  
COUNTY, a Corporate Municipality, 100  
NORTHSIDE SQUARE, HUNTSVILLE,  
ALABAMA 35801, P. O. TRICIA  
ULSETON, Probation, supra, 715B.  
WHEELER AVE., HUNTSVILLE,  
ALABAMA 35801,

Defendants.

The above-entitled matter came before the Court upon the Report and  
Recommendation of the United States Magistrate Judge. No objections have  
been filed to that Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all the files, records and proceedings herein,

**IT IS HEREBY ORDERED** that:

1. Plaintiff's "Application to Proceed Without Prepayment of Fees," (Docket No. 2), is **DENIED**; and

2. This action is summarily **DISMISSED** pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii).

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: April 17, 2008

s/ Joan N. Ericksen  
JOAN N. ERICKSEN  
United States District Judge